

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

EDWARD THOMAS KENNEDY,

Plaintiff,

Case No. 5: 18-cv-00214- JLS

-v-

EQUIFAX, INC, et al.,

Defendants.

Memorandum in Support of Summary Judgment

1. Plaintiff is Edward Thomas Kennedy, hereinafter "Kennedy" and/ or Plaintiff, is one of the people of Pennsylvania, and in this court of record, Notices this court that Plaintiff Kennedy this morning at approximately 6am found that an email he sent to Attorney Austin Evans, at aevans@kslaw.com and the email message bounced and reported the following:

Mail Delivery Subsystem <mailer-daemon@googlemail.com>

9:07 PM (12 hours ago)

to me

Error Icon

Address not found

Your message wasn't delivered to AEvans@kslaw.com because the address couldn't be found, or is unable to receive mail.

The response was:

550 #5.1.0 Address rejected.

Final-Recipient: rfc822; AEvans@kslaw.com

Action: failed

Status: 5.0.0

Remote-MTA: dns; mx1.wip.kslaw.com. (216.52.196.13, the server for the domain kslaw.com.)

Diagnostic-Code: smtp; 550 #5.1.0 Address rejected.

Last-Attempt-Date: Mon, 17 Sep 2018 18:07:23 -0700 (PDT)

----- Forwarded message -----

From: Edward Thomas Kennedy <pillar.of.peace.2012@gmail.com>

To: "Evans, Austin" <AEvans@kslaw.com>

Cc:

Bcc:

Date: Mon, 17 Sep 2018 21:07:21 -0400

Subject: Explore Settlement - see attached

2. Kennedy files his Motion for Summary Judgment against Defendant Richard F. Smith based on the fact defendant Smith is not represented by counsel.

3. Modern Attorney Evans is counsel of record for Defendants Equifax, Inc., and Richard F. Smith, and no one has replaced him. Also, Evans did not notify the court or the Plaintiff or his departure.

#### LAW OF THE CASE

4. Filed previously in this complaint, law of the Case, Exhibit "1" is incorporated by reference as though fully stated herein. The date of the claim is the date of the hearing Statutes and codes shall be the rules of decision as long as they are not in conflict with the common law.

5. The JUDICIARY ACT OF 1789, suit cannot be dismissed because of errors in service.

6. Plaintiff sued defendants under US Law, a Federal Questions concerning The Racketeer Influenced and Corrupt Organizations Act, commonly referred to as the RICO Act or simply RICO, is a United States federal law that provides for extended criminal penalties and a

civil cause of action for acts performed as part of an ongoing criminal organization.

7. Plaintiff's claim of one million dollars is substantial and is based on federal law.

8. Because plaintiff's claim involves a federal question, this court of record has jurisdiction to hear the suit.

9. When considering this motion, the court must construe the factual allegations in the complaint in the light most favorable to plaintiff.

10. If the factual allegations in plaintiff's complaint are sufficient to show that the right to relief is plausible and above mere speculation, the court should deny defendant's previous motion to dismiss.

11. Plaintiff has alleged facts sufficient to show that the right to relief is plausible and above mere speculation.

12. Factual evidence for injury and damages to the Plaintiff by the Defendants mentioned in this case heretofore, are outrageous and will be provided to a jury at the jury trial.

13. Because this court of record has federal question jurisdiction, the court should approve plaintiff's motion for summary judgment against Richard F. Smith for one million dollars, times three for a total of three million dollars.

Date: September 18, 2018.

*/s/ Edward Thomas Kennedy (SEAL)*

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Telephone: 415-275-1244.  
Fax: 570-275-1244.

CERTIFICATE OF SERVICE

I hereby certify that on September 18, 2018, by ECF, I filed the foregoing Memorandum in Support of Summary Judgment to following in charge for the Defendants listed heretofore by ECF to the following attorneys:

Albert Evans  
King & Spalding LLP  
1180 Peachtree Street, NE  
Atlanta, GA 30309

Joshua Upin  
Royer Cooper Cohen Braunfeld LLC  
Two Logan Square  
100 N. 18th St., Suite 710  
Philadelphia, PA 19103

*/s/ Edward Thomas Kennedy (SEAL)*

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Edward Thomas Kennedy